

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL 1909

By: Representative Mahony

"AN ACT TO PROVIDE THAT ANY ATTORNEY LICENSED TO PRACTICE LAW IN ARKANSAS, WHO HAS ENGAGED IN THE PRACTICE OF LAW FOR TWO (2) YEARS, AND WHO IS AT LEAST TWENTY-FIVE (25) YEARS OF AGE, SHALL BE ELIGIBLE TO SERVE AS JUDGE OF A MUNICIPAL COURT LOCATED IN A COUNTY HAVING A POPULATION OF NOT LESS THAN 15,400, NOR MORE THAN 16,000 INHABITANTS; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. The Municipal Judge of the Sharp County Municipal Court at Ash Flat shall be paid one-half (|) from the County General Fund of Sharp County, and one-half (|) from funds supplied by those municipalities served by said Court.

SECTION 2. Any attorney regularly licensed to practice law in the State of Arkansas, and who has engaged in the practice of law for not less than two (2) years, and who is at least twenty-five (25) years of age or older, shall be eligible to serve as judge of the municipal court of any municipality in this State that is not a county seat, located in any county having a population of not less than 15,400, nor more than 16,000 inhabitants according to the decennial federal census. Provided, such person shall have been for two (2) years a resident of the county in which such municipality is located on the date of his appointment or election to the office of judge of the municipal court of any such municipality.

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 4. It is hereby found and determined by the General Assembly that because of the case Ricarte v. State, CR 86-31, a question has arisen over the validity of Act 1188 of the Extended Session of 1976; that this Act is a reenactment of the former law; and that the immediate passage of this Act is necessary to clarify the state of the law on this issue. Therefore, an emergency is hereby declared to exist, and this Act being necessary for the immediate preservation of the public peace, health and safety, shall be in full force and effect from and after its passage and approval.

